

CHAPTER IV.

An Act to amend Sections fifty-seven, fifty-nine, sixty-five and sixty-seven of Chapter thirty-six, of the General Statutes, relating to Independent School Districts organized under title three of said chapter.

March 6, 1871.

- SECTION 1.** Amendment to Section fifty-seven (57), Chapter thirty-six (36), General Statutes. Manner of choosing Directors—term of office—qualification.
2. Amendment to Section fifty-nine (59), Chapter thirty-six (36), General Statutes. When Board of Directors to meet for organization—officers of term of—powers of the Board.
3. Amendment to Section sixty-five (65), Chapter thirty-six (36), General Statutes. Clerk of Board of Directors to act as Clerk of the District—when to make report to County Superintendent—report to contain—
1. The names of all persons between the ages of five and twenty-one.
 2. The number attending school.
 3. Length of time school taught, and amount of wages paid.
 4. The amount of apportionment fund received.
 5. The amount of money received from taxes—the purpose for which taxes were levied—punishment for failure to make report—other duties of Clerk.
4. Amendment to Section sixty-seven (67), Chapter thirty-six (36), General Statutes. Qualifications of Treasurer—duties of Treasurer.
5. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota :

SECTION 1. Section fifty-seven of said chapter thirty-six is hereby amended so as to read as follows :

Sec. 57. In case a majority of such votes are cast for said law the electors of said district shall assemble at the place last aforesaid within twenty days thereafter, of which at least twenty days' previous notice shall be given by said chairman and clerk, in the manner aforesaid, and shall then and there choose by ballot six directors of the public schools of said district, two of whom shall serve for one year, two for two years, and two for three years, the time that each shall serve to be designated by the

Manner of choosing directors—term of office—qualification.

ballot, and annually thereafter on the first Saturday in October there shall be chosen in the same manner two directors, each of whom shall serve three years, and until their successors are elected and qualified. The persons so elected shall, within five days after their election, file in the office of clerk of said district their several oaths as required by law.

SEC. 2. Section fifty-nine of said chapter thirty-six is amended so as to read as follows :

When to meet for
organisation—of
flocks of term of
—powers of the
board.

Sec. 59. Said board shall, within ten days of their election as aforesaid, and annually thereafter, on the third Saturday in October, meet and organize by choosing a president, clerk and treasurer, who shall hold their offices as such for one year, and until their successors are elected and qualified. *Provided*, That the current term of office of the several directors, the president, treasurer and clerk of such district, is hereby extended and continued until the twelfth day of October, eighteen hundred and seventy-one, or any other year, within which their respective terms of office may expire. The board of education may also elect by ballot a superintendent, who shall hold his office during the pleasure of the board, who shall receive such compensation as shall be fixed by the board. The superintendent shall be ex-officio member of the board but not entitled to vote therein. The board may, for satisfactory reasons, remove any member or officer of the board, and fill the vacancy. *Provided*, That no member shall be removed except by a concurrent vote of at least four members of the board, and at a meeting of which he was duly notified.

SEC. 3. Section sixty-five of said chapter thirty-six is hereby amended so as to read as follows :

Clerk of board to
act as clerk of
district—when to
make report—
what to contain.

Sec. 65. The clerk shall act as clerk of the district as well as of the board, (except that in his absence a clerk *pro tempore* may be chosen) shall keep a record of the proceedings of all district meetings, as well as the meetings of the board, and of all reports made by him to the county auditor and county superintendent, and shall keep an account of the expenses of the district, and a correct and full list of the property of the district; shall furnish to the county auditor, on or before the tenth day of October, in each year, an attested copy of his record, stating the amount of money voted to be raised by the district for school purposes at any annual or special meeting, or by the board of education; he shall give due notice of all

meetings of the district; shall, upon the order of the board, draw and sign orders upon the treasurer of the district for the payment of money, stating in every such order the consideration for which it was drawn, and the name of the person rendering such consideration, and the particular fund upon which it was drawn, and shall take a receipt for every such order from the person to whom such order was delivered, and preserve the same; he shall keep all records, books and papers belonging to his office and deliver the same to his successor. He shall, on or before the tenth day of October in each year, make and transmit to the county superintendent a report, in writing, showing,

First. The names of all persons, male and female, respectively, residing in his district, on the last day of September preceding the date of his report, between the ages of five and twenty-one years. What report to contain.

Second. The number of those who have attended school within the year.

Third. The length of time schools have been taught by qualified teachers, and the total of wages paid such teachers.

Fourth. The amount of money received from the county treasurer, apportioned by the county auditor.

Fifth. The amount of money received from taxes voted to be raised by the district, the purposes for which they were raised, the manner in which said amount has been expended, the condition of school houses and grounds, the kinds of books used, and such other facts as the state superintendent may require, which report shall be verified before some competent officer. Any failure on the part of such clerk to make report to the county auditor and county superintendent, as provided herein, is a misdemeanor, punishable by a fine not exceeding five hundred dollars, for the use of the district. Said clerk shall furnish to each teacher, before the commencement of any school, and as often thereafter as may be deemed necessary, a school register. Said clerk shall perform such other duties as may be designated by the board.

SEC. 4. Section sixty-seven of said chapter thirty-six is hereby amended so as to read as follows:

Sec. 67. The treasurer, before entering upon the duties of his office, shall execute a bond to the board of education in double the amount of money as near as can be ascertained, which will come into his hands as treasurer

Qualifications of
treasurer—duties
of treasurer.

during the year, with not less than two sureties to be approved by said board, and conditioned for the faithful discharge of his duties as treasurer. Said bond shall be filed with the clerk of the board, and in case of any breach in the conditions thereof the board shall cause an action to be commenced thereon in the name of the board of education, and the money recovered shall be applied to the use of the district. Said board may require such treasurer to give additional security from time to time. Said treasurer shall receive, and upon the order of the board, signed by the clerk and president, pay out all moneys belonging to the district, paying each order only out of the particular fund upon which it is drawn, and shall keep an accurate and detailed and separate account of each fund coming into his hands, in a book or books provided for that purpose. Said treasurer shall, within the three days preceding the annual meeting in each year, file with the clerk of the board a report, in writing, signed by him, and containing a statement of all the moneys received by him during the year preceding and of all of his disbursements. Said report shall be examined by the board before which the treasurer shall exhibit his vouchers before the annual meeting of the district, and be approved or disapproved by resolution, entered upon the records of said board. Said treasurer shall make such reports of the business of his office as may be called for by the board at any time. He shall keep all records, books and papers belonging to his office and deliver the same to his successor in office on demand. He shall pay over to his successor in office, upon demand, after such successor has given bonds as hereinbefore prescribed, all money in his hands belonging to said district, and perform such other duties as may be ordered by the board.

SEC. 5. All acts or parts of acts inconsistent with this act are hereby repealed. This act shall be in force from and after its passage.

When act to take
effect.

Approved March 6, 1871.